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#8/Election 2834
Hawkins
PATENT 6-13-02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Eiichi Ibata : Art Unit: 2834
Serial No.: 09/841,747 : Examiner: T. Lam
Filed: April 25, 2001 :
FOR: PORTABLE DEVICE AND :
MOTOR MOUNTED THERETO :
VIA ELASTIC MEMBER :

RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

SIR:

Responsive to the Restriction Requirement dated April 19, 2002, Applicants elect for further prosecution the claims corresponding to Species A. At present, Applicants believe that the claims that correspond to Species A are claims 1, 2, 5, 7, 10, 13, 16, 19 and 22.

This election is made with traverse.

The reason why this election is made with traverse is because claim 1 is generic to Species A, B and C. The correspondence of claims is as follows:

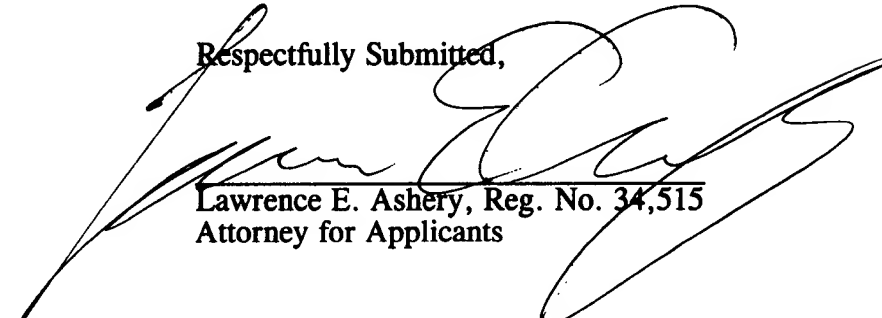
Species B: 3, 6, 8, 11, 14, 17, 20 and 23

Species C: 4, 9, 12, 15, 18 and 21.

Claim 1 is generic to Species B because claim 1 includes all the features found in claim 3. Furthermore, claims 6, 8, 11, 14, 17 and 20 depend from claim 3. Similarly, claims 4, 9, 12, 15, 18 and 21 depend from claim 1. Claims 21, 22

and 23 each include all of the features of claim 1. Thus, as claim 1 is a generic claim, the election requirement is erroneous and should be withdrawn.

Respectfully Submitted,


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Dated: May 14, 2002

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The Assistant Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. **18-0350** of any fees associated with this communication.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on:


May 14, 2002